

NATIONAL RECOVERY ADMINISTRATION

**AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
BLOUSE AND SKIRT
MANUFACTURING INDUSTRIES**

AS APPROVED ON MAY 14, 1935



**UNITED STATES
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Approved Code No. 194—Amendment No. 4

AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
BLOUSE AND SKIRT MANUFACTURING
INDUSTRIES

As Approved on May 14, 1935

ORDER

APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE
BLOUSE AND SKIRT MANUFACTURING INDUSTRIES

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of amendments to a Code of Fair Competition for the Blouse and Skirt Manufacturing Industries, and hearings having been duly held thereon and the annexed report on said amendments, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order No. 6859, dated September 27, 1934, and otherwise, does hereby incorporate, by reference, said annexed report and does find that said amendments and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and does hereby order that said amendments be and they are hereby approved, and that the previous approval of said Code is hereby amended to include an approval of said Code in its entirety as amended.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By W. A. HARRIMAN, *Administrative Officer*.

Approval recommended:

M. D. VINCENT,
Acting Division Administrator.

WASHINGTON, D. C.,
May 14, 1935.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: A public hearing was called on April 10, 1935, to discuss amendments to the Code of Fair Competition for the Blouse and Skirt Manufacturing Industries, on which date the amendments herein contained were properly heard.

There have been no material changes in the amendments as first submitted, merely one minor change which was agreed to at the hearing.

Article V, Section 1 is amended to add a new paragraph, (f), which states in effect that the Code Authority shall not be partners. Article V, Section 1 (a) is amended by adding three sentences, which provide for the election of alternate members of the Code Authority. Article VII is amended by adding a new section, (m), and re-lettering the present section (m) to (n), which provides in effect that no member of the industry may sell merchandise to anyone except wholesale or retail distributors.

The Deputy Administrator in his final report to the National Industrial Recovery Board on said amendments to said Code having found as herein set forth and on the basis of all proceedings in this matter:

The National Industrial Recovery Board finds that:

(a) The amendments to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act, including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the purpose of cooperative action of labor and management under adequate governmental sanctions and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increased purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating Industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7, and Subsection (b) of Section 10, thereof.

(c) The Code empowers the Code Authority to present the aforesaid amendments on behalf of the Industry as a whole.

(d) The amendments and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendments and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process will not have been deprived of the right to be heard prior to the effective date of these amendments.

For the National Industrial Recovery Board:

W. A. HARRIMAN,
Administrative Officer.

MAY 14, 1935.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE BLOUSE AND SKIRT MANUFACTURING INDUS- TRIES

Article V, Section 1 (a), of the Code of Fair Competition for the Blouse and Skirt Manufacturing Industries is hereby amended by adding thereto the following three sentences:

In addition thereto, there may be a specific alternate member for each of the members of the Code Authority. Each alternate member shall be selected in the same fashion as is the member for whom he is an alternate. Each alternate member shall act and vote only in the absence of the member for whom he is an alternate.

Article V, Section 1, of the Code of Fair Competition for the Blouse and Skirt Manufacturing Industries shall be amended by adding thereto a new paragraph, to be designated as (f), reading as follows:

Nothing contained in this Code shall constitute the members of the Code Authority partners for any purpose. Nor shall any member of the Code Authority be liable in any manner to anyone for any act of any other member, officer, agent, or employee of the Code Authority. Nor shall any member of the Code Authority, exercising reasonable diligence in the conduct of his duties hereunder, be liable to anyone for any action or omission to act under this Code, except for his own wilful malfeasance or non-feasance.

Article VII, of the Code of Fair Competition of the Blouse and Skirt Manufacturing Industries, shall be amended by adding thereto a new section (m) and relettering the present section (m) to section (n). The new section (m) will read as follows:

No members of the Blouse and Skirt Manufacturing Industries normally selling to the trade for resale, may sell merchandise to anyone except to wholesale or retail distributors. This shall not prevent, however, bona fide sales by members to their own employees of merchandise which is for the personal use of such employees, or to retail buyers at not less than the regular wholesale prices, provided the buyers are employed in the department in which the merchandise of the member of the industry is usually sold. Nor shall this prevent members of the industry from selling at retail provided such sales are made through a separate retail or mail order establishment operated by them, and notice of such operations has been given to the Code Authority.

Approved Code No. 194—Amendment No. 4.
Registry No. 210-01.

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